

E-File: November 23, 2009

James I. Stang, Esq. (CA Bar No. 94435)  
Shirley S. Cho, Esq. (CA Bar No. 192616)  
Werner Disse, Esq. (CA Bar No. 143458)  
PACHULSKI STANG ZIEHL & JONES LLP  
10100 Santa Monica Blvd., 11th Floor  
Los Angeles, California 90067-4100  
Telephone: 310/277-6910  
Facsimile: 310/201-0760  
Email: jstang@pszjlaw.com  
scho@pszjlaw.com  
wdisse@pszjlaw.com

Zachariah Larson, Esq. (NV Bar No. 7787)  
LARSON & STEPHENS  
810 S. Casino Center Blvd., Ste. 104  
Las Vegas, NV 89101  
Telephone: 702/382.1170  
Facsimile: 702/382.1169  
Email: zlarson@lslawnv.com

Attorneys for Debtors and  
Debtors in Possession

**UNITED STATES BANKRUPTCY COURT**  
**DISTRICT OF NEVADA**

In re:

THE RHODES COMPANIES, LLC, aka  
"Rhodes Homes, et al.,<sup>1</sup>  
Debtors.

Case No.: BK-S-09-14814-LBR  
(Jointly Administered)

Chapter 11

<sup>1</sup> The Debtors in these cases, along with their case numbers are: Heritage Land Company, LLC (Case No. 09-14778); The Rhodes Companies, LLC (Case No. 09-14814); Tribes Holdings, LLC (Case No. 09-14817); Apache Framing, LLC (Case No. 09-14818); Geronimo Plumbing LLC (Case No. 09-14820); Gung-Ho Concrete LLC (Case No. 09-14822); Bravo, Inc. (Case No. 09-14825); Elkhorn Partners, A Nevada Limited Partnership (Case No. 09-14828); Six Feathers Holdings, LLC (Case No. 09-14833); Elkhorn Investments, Inc. (Case No. 09-14837); Jarupa, LLC (Case No. 09-14839); Rhodes Realty, Inc. (Case No. 09-14841); C & J Holdings, Inc. (Case No. 09-14843); Rhodes Ranch General Partnership (Case No. 09-14844); Rhodes Design and Development Corporation (Case No. 09-14846); Parcel 20, LLC (Case No. 09-14848); Tuscany Acquisitions IV, LLC (Case No. 09-14849); Tuscany Acquisitions III, LLC (Case No. 09-14850); Tuscany Acquisitions II, LLC (Case No. 09-14852); Tuscany Acquisitions, LLC (Case No. 09-14853); Rhodes Ranch Golf Country Club, LLC (Case No. 09-14854); Overflow, LP (Case No. 09-14856); Wallboard, LP (Case No. 09-14858); Jackknife, LP (Case No. 09-14860); Batcave, LP (Case No. 09-14861); Chalkline, LP (Case No. 09-14862); Glynda, LP (Case No. 09-14865); Tick, LP (Case No. 09-14866); Rhodes Arizona Properties, LLC (Case No. 09-14868); Rhodes Homes Arizona, L.L.C. (Case No. 09-14882); Tuscany Golf Country Club, LLC (Case No. 09-14884); and Pinnacle Grading, LLC (Case No. 09-14887).

Affects:

- ☐ All Debtors  
☒ Affects the following Debtor(s)  
The Rhodes Companies, LLC – 09-14814 –  
LBR and Rhodes Design and Development  
Corporation – 09-14846 LBR

**NOTICE OF ENTRY OF ORDER**

**TO: ALL INTERESTED PARTIES:**

YOU ARE HEREBY NOTICED that an **ORDER SUSTAINING DEBTORS' OBJECTION TO PEACOCK MOUNTAIN RANCH ASSOCIATION'S CLAIMS PURSUANT TO SECTION 502(B) OF THE BANKRUPTCY CODE AND BANKRUPTCY RULES 3003 AND 3007 [NON-DEBTOR CLAIMS] [DOCKET NO. 592]** was entered on November 23, 2009. A copy of the Order is attached hereto.

**DATED** this 23rd day of November, 2009.

**LARSON & STEPHENS**

/s/ Zachariah Larson, Esq.

Zachariah Larson, Bar No. 7787  
Kyle O. Stephens, Bar No. 7928  
810 S. Casino Center Blvd., Suite 104  
Las Vegas, NV 89101  
Attorneys for Debtor

**LARSON & STEPHENS**  
810 S. Casino Center Blvd., Suite 104  
Las Vegas, Nevada 89101  
Tel: (702) 382-1170 Fax: (702) 382-1169



Entered on Docket  
November 23, 2009

A handwritten signature in black ink, appearing to read "L. B. Riegle".

Hon. Linda B. Riegle  
United States Bankruptcy Judge

**UNITED STATES BANKRUPTCY COURT**  
**DISTRICT OF NEVADA**

In re:

THE RHODES COMPANIES, LLC, aka  
"Rhodes Homes," et al.,<sup>1</sup>

Debtors.

Case No.: BK-S-09-14814-LBR  
(Jointly Administered)

Chapter 11

Affects:

☐ All Debtors

☒ Affects the following Debtor(s):

The Rhodes Companies, LLC 09-14814  
LBR and Rhodes Design and Development  
Corporation 09-14846 LBR

Hearing Date: November 16, 2009

Hearing Time: 1:30 p.m.

Courtroom 1

**ORDER SUSTAINING DEBTORS' OBJECTION TO PEACOCK MOUNTAIN RANCH  
ASSOCIATION'S CLAIMS PURSUANT TO SECTION 502(b) OF THE BANKRUPTCY  
CODE AND BANKRUPTCY RULES 3003 AND 3007**  
**[NON-DEBTOR CLAIMS] [DOCKET NO. 592]**

<sup>1</sup> The Debtors in these cases, along with their case numbers are: Heritage Land Company, LLC (Case No. 09-14778); The Rhodes Companies, LLC (Case No. 09-14814); Tribes Holdings, LLC (Case No. 09-14817); Apache Framing, LLC (Case No. 09-14818); Geronimo Plumbing LLC (Case No. 09-14820); Gung-Ho Concrete LLC (Case No. 09-14822); Bravo, Inc. (Case No. 09-14825); Elkhorn Partners, A Nevada Limited Partnership (Case No. 09-14828); Six Feathers Holdings, LLC (Case No. 09-14833); Elkhorn Investments, Inc. (Case No. 09-14837); Jarupa, LLC (Case No. 09-14839); Rhodes Realty, Inc. (Case No. 09-14841); C & J Holdings, Inc. (Case No. 09-14843); Rhodes Ranch General Partnership (Case No. 09-14844); Rhodes Design and Development Corporation (Case No. 09-14846); Parcel 20, LLC (Case No. 09-14848); Tuscany Acquisitions IV, LLC (Case No. 09-14849); Tuscany Acquisitions III, LLC (Case No. 09-14850); Tuscany Acquisitions II, LLC (Case No. 09-14852); Tuscany Acquisitions, LLC (Case No. 09-14853); Rhodes Ranch Golf and Country Club, LLC (Case No. 09-14854); Overflow, LP (Case No. 09-14856); Wallboard, LP (Case No. 09-14858); Jackknife, LP (Case No. 09-14860); Batcave, LP (Case No. 09-14861); Chalkline, LP (Case No. 09-14862); Glynda, LP (Case No. 09-14865); Tick, LP (Case No. 09-14866); Rhodes Arizona Properties, LLC (Case No. 09-14868); Rhodes Homes Arizona, L.L.C. (Case No. 09-14882); Tuscany Golf Country Club, LLC (Case No. 09-14884); and Pinnacle Grading, LLC (Case No. 09-14887).

1 Upon consideration of *Debtors' Objection to Peacock Mountain Ranch Association's*  
2 *Claims Pursuant to Section 502(b) of the Bankruptcy Code and Bankruptcy Rules 3003 and 3007*  
3 *[Non-Debtor Claims]* [Docket No. 592] (the "Objection"),<sup>2</sup> filed by the above-captioned debtors  
4 and debtors in possession (collectively, the "Debtors"), requesting that the Court enter an order  
5 disallowing and expunging in full the disputed claims; and the Court having jurisdiction to  
6 consider the Objection and the relief requested therein pursuant to 28 U.S.C. §§ 157 and 1334;  
7 and the relief requested therein being a core proceeding pursuant to 28 U.S.C. § 157(b); and  
8 venue being proper before this Court pursuant to 28 U.S.C. §§ 1408 and 1409; and the Court  
9 having reviewed the Objection; the Court hereby finds and determines that, pursuant to Rule  
10 3007 of the Federal Rules of Bankruptcy Procedure, due and proper notice has been provided to  
11 the holder of the claims attached as part of Exhibit A and as Exhibit B to the Objection and all  
12 other parties entitled to notice; and no other or further notice is necessary; and the relief  
13 requested in the Objection is in the best interests of the Debtors, their estates and creditors; and  
14 that the legal and factual bases set forth in the Objection establishes just cause for the relief  
15 requested therein; therefore

16 IT IS HEREBY ORDERED THAT:

17 1. Claim number 28 of Peacock Mountain Ranch Association in the amount of  
18 \$9,240.00, filed against The Rhodes Companies, LLC, is hereby disallowed and expunged in  
19 full.

20 2. This Court shall retain jurisdiction to hear and determine all matters arising from  
21 the implementation of this Order.

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28 <sup>2</sup> Capitalized terms used but not defined herein shall have the meanings ascribed to them in the Objection.

1 APPROVED/DISAPPROVED:

2 DATED this \_\_\_\_ day of November 2009.

3 By: Edward M. McQuinn

4 UNITED STATES TRUSTEE

5 August B. Landis

6 Office of the United States Trustee

300 Las Vegas Blvd. S., Ste. 4300

Las Vegas, NV 89101

7 Submitted by:

8 DATED this 16<sup>th</sup> day of November 2009.

9 By: /s/ Zachariah Larson

10 LARSON & STEPHENS

11 Zachariah Larson, Esq. (NV Bar No 7787)

12 Kyle O. Stephens, Esq. (NV Bar No. 7928)

810 S. Casino Center Blvd., Ste. 104

Las Vegas, NV 89101

(702) 382-1170 (Telephone)

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zlarson@lslawnv.com

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**LR 9021 Certification**

In accordance with LR 9021, counsel submitting this document certifies as follows (check one):

☐ The court has waived the requirement of approval under LR 9021.

☒ No parties appeared or filed written objections, and there is no trustee appointed in the case.

☐ I have delivered a copy of this proposed order to all counsel who appeared at the hearing, any unrepresented parties who appeared at the hearing, and any trustee appointed in this case, and each has approved or disapproved the order, or failed to respond, as indicated below.

Submitted by:

DATED this 16th day of November 2009.

By: /s/ Zachariah Larson

LARSON & STEPHENS

Zachariah Larson, Esq. (NV Bar No 7787)

Kyle O. Stephens, Esq. (NV Bar No. 7928)

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